

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION
STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ORIGINAL

MINJOE LANGSTON)	
Complainant,)	
)	
vs.)	No. 00-0731
)	
THE PEOPLES GAS LIGHT AND)	
COKE COMPANY)	
Respondent.)	

**APPLICATION FOR THE ISSUANCE
OF A SUBPOENA DUCES TECUM**

NOW COMES the Respondent, THE PEOPLES GAS LIGHT AND COKE COMPANY ("Peoples Gas") by and through one of its attorneys, BRIAN J. McCARTHY, and pursuant to 220 ILCS 5/10-101 (1993), and 83 Ill. Admin. Code § 200.380, moves this Honorable Commission for the issuance of a subpoena duces tecum directing the keeper of the business records of Commonwealth Edison Company to produce the following at the offices of The Peoples Gas Light and Coke Company, 130 E. Randolph, 23rd floor, Chicago, Illinois, before noon on the 15th day of February, 2001:

Records for all electric accounts at 3107 West Washington Blvd., Chicago, Illinois 60612, for the period of time from January 1996 through the present. In particular, any records showing customer names, dates of turn-on and turn-off, any periods of inactivity, all meter readings (indicating whether they are estimated or actual), and all electric usage for the above address.

In support of the Application for the Issuance of a Subpoena Duces Tecum, Respondent states as follows:

1. Minjoe Langston ("Complainant") has filed a formal complaint alleging that Peoples Gas has improperly held him responsible for the payment of unauthorized and

unmetered gas usage at 3107 West Washington Blvd., Chicago, Illinois for the period from October 11, 1997 through February 2, 1999.

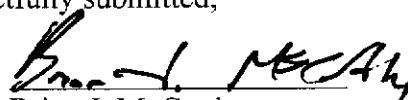
2. Peoples Gas believes that the subpoena for which it is applying will produce information which may establish that: (1) Complainant is responsible for the unmetered and unauthorized gas usage; and (2) the bill issued to Complainant by Peoples Gas for such unmetered and unauthorized gas usage is reasonable.

3. The issuance of a subpoena is reasonably required to obtain the information sought because the keeper of the records for Commonwealth Edison will not produce its business records without being served with a subpoena.

WHEREFORE, the Respondent requests that a subpoena in the form attached hereto be duly issued upon the Commonwealth Edison Company.

Respectfully submitted,

By:


Brian J. McCarthy
An Attorney for The Peoples
Gas Light and Coke Company

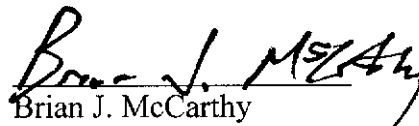
James Hinchliff
Matthew Greene
Brian McCarthy
The Peoples Gas Light and Coke Company
130 East Randolph Drive, 23rd Floor
Chicago, Illinois 60601

Dated this 24th day
of January, 2001.

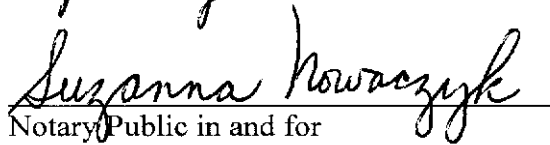
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

VERIFICATION

I, Brian J. McCarthy, being first duly sworn upon oath, depose and say that I have read the above and foregoing Application for the Issuance of a Subpoena Duces Tecum by me subscribed and know the contents thereof; and that said contents are true in substance and in fact.


Brian J. McCarthy

SUBSCRIBED AND SWORN
before me this 24th day
of January, 2001.


Notary Public in and for
the County of Cook,
Illinois



My Commission Expires: 2/29/2004

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

MINJOE LANGSTON)	
Complainant,)	
)	
vs.)	No. 00-0731
)	
THE PEOPLES GAS LIGHT AND)	
COKE COMPANY)	
Respondent.)	

NOTICE OF FILING APPLICATION FOR ISSUANCE OF SUBPOENA

To: Hearing Examiner Sherwin Zaban	Mr. Vernon Ford
160 N. LaSalle Street	Vernon Ford & Associates
Suite C-800	3234 West Washington Blvd.
Chicago, Illinois 60601	Chicago, Illinois 60624
To: Keeper of the Records	
Commonwealth Edison	
Legal Department	
c/o Kristyn Kelly	
125 S. Clark, Rm. 1535	
Chicago, Illinois 60603	

PLEASE TAKE NOTICE that on this date I have mailed for filing with the Illinois Commerce Commission, 527 East Capitol Avenue, P.O. Box 19280, Springfield, Illinois 62701, the original and three copies of The Peoples Gas Light and Coke Company's Application for Issuance of Subpoena Duces Tecum.

Dated: January 24, 2001

Respectfully submitted,

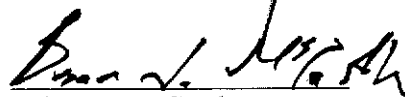
By: Brian J. McCarthy
Brian J. McCarthy
An Attorney for The Peoples
Gas Light and Coke Company

CERTIFICATE OF SERVICE

I hereby certify that I have this day served this Application for the Issuance of a Subpoena Duces Tecum by personal delivery or by placing a copy thereof in the United States mail with first class postage affixed, addressed to the Complainant and the Hearing Examiner in Docket No. 00-0731 and to:

Keeper of the Records
Commonwealth Edison
Legal Department
c/o Kristyn Kelly
125 S. Clark, Rm. 1535
Chicago, Illinois 60603

Dated at Chicago, Illinois this 24th day of January, 2001.


Brian J. McCarthy